



San Bernardino Associated Governments

1170 W. 3rd Street, 2nd Floor, San Bernardino, CA 92410

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Web: www.sanbag.ca.gov



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- San Bernardino County Transportation Commission •San Bernardino County Transportation Authority
 - San Bernardino County Congestion Management Agency •Service Authority for Freeway Emergencies
-

AGENDA

Administrative Committee Meeting

May 13, 2009

9:00 a.m.

Location

SANBAG

Super Chief Conference Room

1170 W. 3rd Street, 2nd Floor

San Bernardino, CA

Administrative Committee Membership

Chair – SANBAG Vice President

Mayor Paul Eaton

City of Montclair

SANBAG President

Supervisor Gary Ovitt

County of San Bernardino

Mt./Desert Representatives

Mayor Rick Roelle

Town of Apple Valley

Council Member Mike Leonard

City of Hesperia

Supervisor Brad Mitzelfelt

County of San Bernardino

East Valley Representatives

Mayor Pro Tem Patricia Gilbreath

City of Redlands

Mayor Patrick Morris

City of San Bernardino

Supervisor Josie Gonzales

County of San Bernardino

West Valley Representatives

Council Member Gwenn Norton-Perry

City of Chino Hills

Mayor Dennis Yates

City of Chino

Supervisor Paul Biane

County of San Bernardino

San Bernardino Associated Governments (SANBAG) is a council of governments formed in 1973 by joint powers agreement of the cities and the County of San Bernardino. SANBAG is governed by a Board of Directors consisting of a mayor or designated council member from each of the twenty-four cities in San Bernardino County and the five members of the San Bernardino County Board of Supervisors.

In addition to SANBAG, the composition of the SANBAG Board of Directors also serves as the governing board for several separate legal entities listed below:

***The San Bernardino County Transportation Commission**, which is responsible for short and long range transportation planning within San Bernardino County, including coordination and approval of all public mass transit service, approval of all capital development projects for public transit and highway projects, and determination of staging and scheduling of construction relative to all transportation improvement projects in the Transportation Improvement Program.*

***The San Bernardino County Transportation Authority**, which is responsible for administration of the voter-approved half-cent transportation transactions and use tax levied in the County of San Bernardino.*

***The Service Authority for Freeway Emergencies**, which is responsible for the administration and operation of a motorist aid system of call boxes on State freeways and highways within San Bernardino County.*

***The Congestion Management Agency**, which analyzes the performance level of the regional transportation system in a manner which ensures consideration of the impacts from new development and promotes air quality through implementation of strategies in the adopted air quality plans.*

*As a **Subregional Planning Agency**, SANBAG represents the San Bernardino County subregion and assists the Southern California Association of Governments in carrying out its functions as the metropolitan planning organization. SANBAG performs studies and develops consensus relative to regional growth forecasts, regional transportation plans, and mobile source components of the air quality plans.*

Items which appear on the monthly Board of Directors agenda are subjects of one or more of the listed legal authorities. For ease of understanding and timeliness, the agenda items for all of these entities are consolidated on one agenda. Documents contained in the agenda package are clearly marked with the appropriate legal entity.

**San Bernardino Associated Governments
County Transportation Commission
County Transportation Authority
Service Authority for Freeway Emergencies
County Congestion Management Agency**

AGENDA

Administrative Committee Meeting

May 13, 2009

9:00 a.m.

Location: SANBAG, Super Chief Conference Room, 1170 W. 3rd Street, 2nd Floor,
San Bernardino

CALL TO ORDER 9:00 a.m..
(Meeting Chaired by Paul Eaton)

- I. Attendance
- II. Announcements
- III. Agenda Notices/Modifications – Anna Aldana

Notes/Actions

- 1. Possible Conflict of Interest Issues for the Administrative Committee Meeting May 13, 2009. Pg. 7**

Note agenda item contractors, subcontractors and agents which may require member abstentions due to conflict of interest and financial interests. Board Member abstentions shall be stated under this item for recordation on the appropriate item.

Consent Calendar

Consent Calendar items shall be adopted by a single vote unless removed by member request.

Administrative Matters

- 2. Attendance Register Pg. 8**

A quorum shall consist of a majority of the membership of each SANBAG Policy Committee, except that all County Representatives shall be counted as one for the purpose of establishing a quorum.

- 3. Procurement Report for April 2009 Pg. 10**

Receive Monthly Procurement Report. **William Stawarski**

Discussion Items

Administrative Matters

4. **SANBAG 2009/2010 Proposed Budget** Pg. 12
 1. Conduct the Board of Directors' Workshop for the proposed Fiscal Year 2009/2010 budget.
 2. Recommend approval of the proposed Fiscal Year 2009/2010 budget. **William Stawarski**
5. **Changes to Policy 10111, Work Requirements, Leaves, and Absences** Pg. 14

Approve changes to Policy 10111 to incorporate Military Family Medical Leave Entitlements. These are new military family leave entitlements enacted under the National Defense Authorization Act for FY 2008 and became effective January 16, 2009. **Duane Baker**
6. **Amendment to Conflict of Interest Policy 10102** Pg. 18

Approve an amendment to Policy 10102 covering conflict of interest reporting for Board Members and employees. **Duane Baker**
7. **New Policy Authorizing the Executive Director to Deny Claims Against SANBAG** Pg. 25

Approve new policy No. 10006 giving the Executive Director authority to deny claims against SANBAG. **Duane Baker**
8. **First Amendment to Contract No. 09148 with Michael A. Bair for Transit and Rail Consultation Services** Pg. 27

Approve Amendment No. 1 to Contract No. C09148-1 between Michael A. Bair and SANBAG to provide services related to the implementation of Transit and Rail programs. The contract is to cover a period through June 30, 2010 for an average of two days of service per week and is for an amount not to exceed \$92,160 for the entire year. **Duane Baker**

Discussion Items Continued....**Program Support/Council of Govts.****9. Adopt Positions for State Legislation****Pg. 33****1. Adopt a support position on the following bills:**

- a. AB 226 (Carter)
- b. AB 254 (Jeffries)
- c. AB 561 (Carter)
- d. AB 610 (Caballero)
- e. AB 729 (Evans)
- f. AB 732 (Jeffries)
- g. AB 782 (Jeffries)
- h. AB 798 (Nava)
- i. AB 892 (Furutani)
- j. AB 1072 (Eng)
- k. AB 1204 (Huber)
- l. AB 1243 (Lowenthal)
- m. AB 1403 (Eng)
- n. SB 696 (Wright)

2. Adopt an oppose position on the following bills:

- a. SB 391 (Liu)
- b. AB 397 (Jeffries)
- c. SB 406 (DeSaulnier)
- d. AB 726 (Nielsen)

Jennifer Franco**10. Report on Surface Transportation Reauthorization Submittal Pg. 44**

Receive report on SANBAG's project submittals for the next surface transportation reauthorization bill. **Jennifer Franco**

Comments from Committee Members**Public Comment**

CLOSED SESSION

Conference with Labor Negotiator (Gary Ovitt)
regarding public employee performance evaluation pursuant to
Government code Section 54957

Unrepresented Employee: Executive Director

Conference with Labor Negotiator (Gary Ovitt)
pursuant to Government Code Section 54957.6
Unrepresented Employee: Executive Director

Conference with labor negotiator (Deborah Barmack) regarding
unrepresented employee performance evaluation/advancement in
Classification Series pursuant to Government Codes 54957/54957.6
Title: Administrative/Professional

ADJOURNMENT

Additional Information

Acronym List

Pg. 49

Complete packages of the SANBAG agenda are available for public review at the SANBAG offices. Staff reports for items may be made available upon request. For additional information call (909) 884-8276.

Meeting Procedures and Rules of Conduct

Meeting Procedures

The Ralph M. Brown Act is the state law which guarantees the public's right to attend and participate in meetings of local legislative bodies. These rules have been adopted by the Board of Directors in accordance with the Brown Act, Government Code 54950 et seq., and shall apply at all meetings of the Board of Directors and Policy Committees.

Accessibility

The SANBAG meeting facility is accessible to persons with disabilities. If assistive listening devices or other auxiliary aids or services are needed in order to participate in the public meeting, requests should be made through the Clerk of the Board at least three (3) business days prior to the Board meeting. The Clerk's telephone number is (909) 884-8276 and office is located at 1170 W. 3rd Street, 2nd Floor, San Bernardino, CA.

Agendas – All agendas are posted at 1170 W. 3rd Street, 2nd Floor, San Bernardino at least 72 hours in advance of the meeting. Complete packages of this agenda are available for public review at the SANBAG offices and our website: www.sanbag.ca.gov. Staff reports for items may be made available upon request. For additional information call (909) 884-8276.

Agenda Actions – Items listed on both the "Consent Calendar" and "Items for Discussion" contain suggested actions. The Board of Directors will generally consider items in the order listed on the agenda. However, items may be considered in any order. New agenda items can be added and action taken by two-thirds vote of the Board of Directors.

Closed Session Agenda Items – Consideration of closed session items *excludes* members of the public. These items include issues related to personnel, pending litigation, labor negotiations and real estate negotiations. Prior to each closed session, the Chair will announce the subject matter of the closed session. If action is taken in closed session, the Chair may report the action to the public at the conclusion of the closed session.

Public Testimony on an Item – Members of the public are afforded an opportunity to speak on any listed item. Individuals wishing to address the Board of Directors or Policy Committee Members should complete a "Request to Speak" form, provided at the rear of the meeting room, and present it to the Clerk prior to the Board's consideration of the item. A "Request to Speak" form must be completed for *each* item an individual wishes to speak on. When recognized by the Chair, speakers should be prepared to step forward and announce their name and address for the record. In the interest of facilitating the business of the Board, speakers are limited to three (3) minutes on each item. Additionally, a twelve (12) minute limitation is established for the total amount of time any one individual may address the Board at any one meeting. The Chair or a majority of the Board may establish a different time limit as appropriate, and parties to agenda items shall not be subject to the time limitations.

The Consent Calendar is considered a single item, thus the three (3) minute rule applies. Consent Calendar items can be pulled at Board member request and will be brought up individually at the specified time in the agenda allowing further public comment on those items.

Agenda Times – The Board is concerned that discussion take place in a timely and efficient manner. Agendas may be prepared with estimated times for categorical areas and certain topics to be discussed. These times may vary according to the length of presentation and amount of resulting discussion on agenda items.

Public Comment – At the end of the agenda, an opportunity is also provided for members of the public to speak on any subject within the Board's authority. *Matters raised under "Public Comment" may not be acted upon at that meeting. "Public Testimony on any Item" still apply.*

Disruptive Conduct – If any meeting of the Board is willfully disrupted by a person or by a group of persons so as to render the orderly conduct of the meeting impossible, the Chair may recess the meeting or order the person, group or groups of person willfully disrupting the meeting to leave the meeting or to be removed from the meeting. Disruptive conduct includes addressing the Board without first being recognized, not addressing the subject before the Board, repetitiously addressing the same subject, failing to relinquish the podium when requested to do so, or otherwise preventing the Board from conducting its meeting in an orderly manner. *Please be aware that a NO SMOKING policy has been established for meetings. Your cooperation is appreciated!*

**SANBAG General Practices for Conducting Meetings
of
Board of Directors and Policy Committees**

Basic Agenda Item Discussion.

- The Chair announces the agenda item number and states the subject.
- The Chair calls upon the appropriate staff member or Board Member to report on the item.
- The Chair asks members of the Board/Committee if they have any questions or comments on the item. General discussion ensues.
- The Chair calls for public comment based on “Request to Speak” forms which may be submitted.
- Following public comment, the Chair announces that public comment is closed and asks if there is any further discussion by members of the Board/Committee.
- The Chair calls for a motion from members of the Board/Committee.
- Upon a motion, the Chair announces the name of the member who makes the motion. Motions require a second by a member of the Board/Committee. Upon a second, the Chair announces the name of the Member who made the second, and the vote is taken.

The Vote as specified in the SANBAG Bylaws.

- Each member of the Board of Directors shall have one vote. In the absence of the official representative, the alternate shall be entitled to vote. (Board of Directors only.)
- Voting may be either by voice or roll call vote. A roll call vote shall be conducted upon the demand of five official representatives present, or at the discretion of the presiding officer.

Amendment or Substitute Motion.

- Occasionally a Board Member offers a substitute motion before the vote on a previous motion. In instances where there is a motion and a second, the maker of the original motion is asked if he would like to amend his motion to include the substitution or withdraw the motion on the floor. If the maker of the original motion does not want to amend or withdraw, the substitute motion is not addressed until after a vote on the first motion.
- Occasionally, a motion dies for lack of a second.

Call for the Question.

- At times, a member of the Board/Committee may “Call for the Question.”
- Upon a “Call for the Question,” the Chair may order that the debate stop or may allow for limited further comment to provide clarity on the proceedings.
- Alternatively and at the Chair’s discretion, the Chair may call for a vote of the Board/Committee to determine whether or not debate is stopped.
- The Chair re-states the motion before the Board/Committee and calls for the vote on the item.

The Chair.

- At all times, meetings are conducted in accordance with the Chair’s direction.
- These general practices provide guidelines for orderly conduct.
- From time-to-time circumstances require deviation from general practice.
- Deviation from general practice is at the discretion of the Board/Committee Chair.

Courtesy and Decorum.

- These general practices provide for business of the Board/Committee to be conducted efficiently, fairly and with full participation.
- It is the responsibility of the Chair and Members to maintain common courtesy and decorum.

Adopted By SANBAG Board of Directors January 2008

- San Bernardino County Transportation Commission ■ San Bernardino County Transportation Authority
■ San Bernardino County Congestion Management Agency ■ Service Authority for Freeway Emergencies

Minute Action

AGENDA ITEM: 1

Date: May 13, 2009

Subject: Information Relative to Possible Conflict of Interest

Recommendation*: Note agenda items and contractors/subcontractors which may require member abstentions due to possible conflicts of interest.

Background: In accordance with California Government Code 84308, members of the Board may not participate in any action concerning a contract where they have received a campaign contribution of more than \$250 in the prior twelve months from an entity or individual. This agenda contains recommendations for action relative to the following contractors:

Item No.	Contract No.	Contractor/Agents	Subcontractors
8	09148-1	Michael A. Bair	None

Financial Impact: This item has no direct impact on the budget.

Reviewed By: This item is prepared monthly for review by the Board of Directors and Policy Committee members.

*Approved
Administrative Committee*

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

ADMINISTRATIVE COMMITTEE ATTENDANCE RECORD – 2009

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Paul Biane Board of Supervisors	X	X		X								
Patrick Morris City of San Bernardino	X	X	X	X								
Mike Leonard City of Hesperia	X	X		X								
Bea Cortes City of Grand Terrace	X											
Patricia Gilbreath City of Redlands		X	X	X								
Paul Eaton City of Montclair	X	X	X									
Josie Gonzales Board of Supervisors												
Brad Mitzelfelt Board of Supervisors	X		X									
Gary Ovitt Board of Supervisors		X	X	X								
Dennis Yates City of Chino	X	X	X	X								
Gwenn Norton-Perry City of Chino Hills	X	X		X								
Rick Roelle Town of Apple Valley		X		X								

X = Member attended meeting.

Empty box = Member did not attend meeting

Crossed out box = Not a member at the time.

ADMINISTRATIVE COMMITTEE ATTENDANCE RECORD - 2008

Name	Jan	Feb	March	April	May	June	July	Aug	Sept	Oct	Nov	Dec
Paul Biane Board of Supervisors	X	X	X		X	X	X	X	X			
Robert Christman City of Loma Linda	X	X	X	X	X							
Patrick Morris City of San Bernardino												
Mike Leonard City of Hesperia	X	X	X	X	X	X		X	X	X	X	
Bea Cortes City of Grand Terrace	X	X		X	X	X		X	X	X	X	
Lawrence Dale City of Barstow	X	X	X		X	X	X	X	X	X		
Paul Eaton City of Montclair	X	X		X	X	X	X	X	X	X	X	
Josie Gonzales Board of Supervisors			X	X	X	X						
Dennis Hansberger Board of Supervisors	X	X	X			X						
Brad Mitzelfelt Board of Supervisors	X	X		X		X		X	X		X	
Gary Ovitt Board of Supervisors	X	X		X	X	X	X	X	X			
Dennis Yates City of Chino							X	X	X	X	X	
Gwenn Norton-Perry City of Chino Hills					X				X			
Rick Roelle Town of Apple Valley	X			X	X	X		X	X	X	X	

X = Member attended meeting. * = Alternate member attended meeting. Empty box = Member did not attend meeting. Crossed out box = Not a member at the time.

-
- San Bernardino County Transportation Commission ■ San Bernardino County Transportation Authority
■ San Bernardino County Congestion Management Agency ■ Service Authority for Freeway Emergencies
-

Minute Action

AGENDA ITEM: 3

Date: May 13, 2009

Subject: Procurement Report for April 2009

Recommendation:* Receive Monthly Procurement Report.

Background: The Board of Directors approved the Contracting and Procurement Policy (Policy No. 11000) on January 3, 1997. The Executive Director, or designee, is authorized to approve Purchase Orders up to an amount of \$50,000. All procurements for supplies and services approved by the Executive Director, or his designee, in excess of \$5,000 shall be routinely reported to the Administrative Committee and to the Board of Directors.

Attached are the purchase orders in excess of \$5,000 to be reported to the Administrative Committee for the month of April 2009.

Financial Impact: This item imposes no impact on the FY 2008/2009 Budget. Presentation of the monthly procurement report will demonstrate compliance with the Contracting and Procurement Policy (Policy No. 11000).

Reviewed By: This item is scheduled for review by the Administrative Committee on May 13, 2009.

Responsible Staff: William Stawarski, Chief Financial Officer

Approved
Administrative Committee

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

PURCHASE ORDERS ISSUED FOR APRIL 2009

	Vendor	Purpose	Sole Source Y/N	Amount
P09198	Padilla & Associates, Inc.	Preparation of the new DBE Race- Conscious Implementation Agreement for Local Agencies in Compliance with Caltrans Submittal Requirements	Yes – The firm has calculated SANBAG and regional goals for the DBE program since 2001 and developed procedures and training for Caltrans. Selection was based on demonstrated experience and unique qualifications.	\$8,950.00
P09201	Mugg & Harper, LLP	SR-210 Freeway Defense Legal Counsel	No	\$5,000.00
			TOTAL PURCHASE ORDERS ISSUED	\$13,950.00

Minute Action

AGENDA ITEM: 4

Date: May 13, 2009

Subject: SANBAG 2009/2010 Proposed Budget

Recommendation:*

1. Conduct the Board of Directors' Workshop for the proposed Fiscal Year 2009/2010 budget.
2. Recommend approval of the proposed Fiscal Year 2009/2010 budget.

Background: The SANBAG Fiscal Year 2009/2010 proposed budget has been developed in accordance with the schedule adopted by the Board of Directors on February 4, 2009. The proposed budget documents were distributed to the members of the Board of Directors at the May 6, 2009 meeting. This meeting will serve as an opportunity for a final Board of Directors' workshop review of the proposed budget prior to the scheduled adoption on June 3, 2009.

Task level budget development has been completed relative to all of the activities included in the Fiscal Year 2009/2010 budget. SANBAG's budget process is structured to provide for the maximum level of input from SANBAG policy committees. Each policy committee has reviewed the tasks that relate to the functional areas of committee oversight and each task has been reviewed by at least one of the policy committees.

*

Approved
Administrative Committee

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

SANBAG's budget process began with a review of the Board of Director's direction as it relates to short term goals and how it integrates with long term goals and objectives. Simultaneous with this review, staff analyzes available resources.

SANBAG develops a program based budget which is adopted with funding source detail. The modified accrual basis (where revenues are recognized when received and available to meet current year obligations) is the basis for the 2009/2010 budget. The Budget Summary shows the anticipated revenues and expenditures for new activity for the upcoming fiscal year.

Financial Impact: The 2009/2010 proposed budget totals \$294,407,564 for new budget activity and \$93,040,011 in estimated encumbrances. The total budget of \$387,447,575 will establish the work program and financial approvals to guide the organization throughout the coming fiscal year.

Reviewed By: This item is scheduled for review by the Administrative Committee on May 13, 2009. All five of the SANBAG policy committees have reviewed task descriptions and budgets for activities under their purview during the past month.

Responsible Staff: William Stawarski, Chief Financial Officer

- San Bernardino County Transportation Commission ■ San Bernardino County Transportation Authority
■ San Bernardino County Congestion Management Agency ■ Service Authority for Freeway Emergencies

Minute Action

AGENDA ITEM: 5

Date: May 13, 2009

Subject: Changes to Policy 10111, Work Requirements, Leaves, and Absences

Recommendation: Approve changes to Policy 10111 to incorporate Military Family Medical Leave Entitlements. These are new military family leave entitlements enacted under the National Defense Authorization Act for FY 2008 and became effective January 16, 2009.

Background: SANBAG Policy 10111, Work Requirements, Leaves, and Absences, contains provisions for SANBAG employees on military leave. This policy needs to be updated to comply with the new military family leave entitlements enacted under the National Defense Authorization Act for FY 2008. The proposed modifications are highlighted in the attached excerpt from the policy.

At this time, SANBAG would also like to incorporate the following two changes to clarify vacation leave: 1) the vacation leave table (Table 1); and 2) the vacation accrual rate when credit for prior public service is authorized by the Executive Director. The proposed modifications are highlighted in the attached excerpt from SANBAG Policy 10111.

The first change replaces “pay periods” with “service hours” since service hours are used to calculate when an employee moves up to the next level of vacation allowance.

Approved
Administrative Committee

Date: _____

Moved:

Second:

In Favor:

Opposed:

Abstained:

Witnessed: _____

The policy currently states “The Executive Director is authorized to credit new employees with prior public service based upon previous employment for purposes of setting the vacation accrual rate.” The second change provides clarification for this to ensure the employee must meet the designated length of service to be eligible for the next accrual rate.

Financial Impact: This item has no financial impact.

Reviewed By: This item has been reviewed by SANBAG Counsel.

Responsible Staff: Duane A. Baker, Director of Management Services

San Bernardino Associated Governments	Policy	10111
Adopted by the Board of Directors April 3, 1991	Revised	Draft 5/13/09 11/5/08
Work Requirements, Leaves, and Absences	Revision No.	11 10

VI. VACATION LEAVE

Employees in regular full-time positions accrue vacation leave as listed in Table 1. Part-time regular employees accrue vacation leave at a pro-rated rate depending on hours worked.

Vacation Leave, Table 1

Length of Service from Benefit Date	Full Time	
	Annual Vacation Allowance	Maximum Unused Balance Allowed
- From start of hire through year four - Pay periods 1 to 104 (from 0 to 8,320 service hours)	80 hours	160 hours
- From year five through year 9 - Pay periods 104 to 234 (from over 8,320 to 18,720 service hours)	120 hours	240 hours
- Greater than nine years - Pay periods over 234 (over 18,720 service hours)	160 hours	320 hours

D. The Executive Director is authorized to credit new employees with prior public service based upon previous employment for purposes of setting the vacation accrual rate. The Executive Director is also authorized to credit new employees for contract service with the SANBAG for the purpose of establishing vacation accrual rate.

However, credit for prior service and approval of an accrual rate which recognizes prior employment will not affect the requirement for specified years of SANBAG service prior to elevation to the next higher accrual rate. For example, if a new employee was credited with five years of prior public service, the individual would be eligible for the 120 hours accrual rate, but the individual would not be eligible for the 160 hours accrual rate until actually having completed greater than 9 years of service with SANBAG.

XII. FAMILY MEDICAL LEAVE

SANBAG employees employed for at least 12 months and who have worked 1,250 hours preceding the requested leave are eligible for unpaid leave under the Family Medical Leave Act (FMLA) and California Family Rights Act (CFRA). In calculating hours worked for the purposes of FMLA, only service hours are used (refer to Policy 10107 for definition of service hours).

G. Military Family Leave Entitlements. Eligible employees with a spouse, son or daughter, or parent on active duty or call to active duty status in the National Guard or Reserves in support of a contingency operation may use their 12-week leave entitlement to address certain qualifying exigencies. Qualifying exigencies may include attending certain military events, arranging for alternative childcare, addressing certain financial and legal arrangements, attending certain counseling sessions, and attending post-deployment reintegration briefings.

FMLA also includes a special leave entitlement that permits eligible employees to take up to 26 weeks of leave to care for a covered servicemember during a single 12-month period. A covered servicemember is a current member of the Armed Forces, including a member of the National Guard or Reserves, who has a serious injury or illness incurred in the line of duty on active duty that may render the servicemember medically unfit to perform his or her duties for which the servicemember is undergoing medical treatment, recuperation, or therapy; or is in outpatient status; or is on the temporary disability retired list.

XVIII. REVISION HISTORY

Revision No.	Revisions	Adopted
11	<p>Par. VI: Table 1, Vacation Leave – revised to replace pay periods with service hour levels, for clarification.</p> <p>Par. VI.D: Added paragraph to clarify the vacation accrual rate when credit for prior public service is authorized by the Executive Director – “credit for prior service and approval of an accrual rate which recognizes prior employment will not affect the requirement for specified years of SANBAG service prior to elevation to the next higher accrual rate.”</p> <p>Par. XII.G: Added new paragraph on Military Family Leave Entitlement. These are new military family leave entitlements enacted (effective January 16, 2009) under the National Defense Authorization Act for FY 2008.</p>	

- San Bernardino County Transportation Commission ■ San Bernardino County Transportation Authority
■ San Bernardino County Congestion Management Agency ■ Service Authority for Freeway Emergencies

Minute Action

AGENDA ITEM: 6

Date: May 13, 2009

Subject: Amendment to Conflict of Interest Policy 10102

Recommendation:* Approve an amendment to Policy 10102 covering conflict of interest reporting for Board Members and employees.

Background: SANBAG's conflict of interest policy is based on Section 18730 of the Regulations of the Fair Political Practices Commission (FPPC) - Title 2, Division 6, California Code of Regulations. This Conflict of Interest Code requires certain officials and employees of SANBAG to file a statement of economic interests (FPPC Form 700).

In the past, SANBAG's policy simply reprinted the FPPC regulations, including the monetary limits that must be reported, that were in effect at the time. However, the FPPC updates its limits and regulations from time to time and SANBAG would have to process a new amendment to our policy to stay current with the FPPC regulations. Rather than go through that exercise, staff is proposing to adopt the FPPC regulations by reference so that SANBAG policy will be consistent with the most current FPPC regulations.

Financial Impact: This action has no direct financial impact.

Reviewed By: This item is scheduled to be reviewed by the Administrative Committee on May 13, 2009.

Responsible Staff: Duane A. Baker, Director of Management Services

*

Approved
Administrative Committee

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

ADM0905c-DAB.docx
Attachment:
ADM0905c1-DAB.docx
ISF09

ATTACHMENT #1

Conflict of Interest Code – Designated Employees Policy 10102

Appendix A

Designated Employees	* Categories
1. Board of Directors (County designees)	1
2. Board of Directors (City designees)	2 1
3. Executive Director	2- 1
4. Director of Transit & Rail Programs	2
5. Director of Planning & Programming	2
6. Chief Financial Officer	2 1
7. Director of Freeway Construction	2
8. Director of Intergovernmental & Legislative Affairs	2
9. Director of Management Services	2
10. Director of Air Quality & Mobility Programs	2
11. Public Information Officer	2
12. Construction Manager	2
13. Contracts/Controls Manager	2
14. Project Delivery Manager	2
15. Consultant *	2

* Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Executive Director may determine in writing that a particular consultant, although a "designated position", is hired to perform a range of duties that is limited in scope and, thus, is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Form 700s filed by the Board of Directors (County designees) are filed with the Clerk of the Board of Supervisors, not with SANBAG.

*** Category 1**

~~Persons in this category are already required to disclose investments, business positions, income, and interests in real property pursuant to Government Code Section 87202. Therefore, no other or additional disclosure requirements are imposed by this Code.~~

Designated employees in this category shall disclose all sources of income, interests in real property, investments and business positions in business entities. Designated employees in this category shall complete all schedules of Form 700, if applicable.

*** Category 2**

~~Persons in this category shall disclose all investments, business positions, interests in real property, and income.~~

Designated employees in this category shall disclose sources of income, investments, and business positions in business entities which provide services, supplies, materials, machinery or equipment of the type purchased or utilized by the department in which the designated employee is employed. Designated employees in this category shall complete all schedules of Form 700 except schedule B, if applicable.

ATTACHMENT #1

~~This code has the force and effect of law. Designated employees violating any provision of this code are subject to the administrative, criminal and civil sanctions provided in the Political Reform Act,~~

~~Government Code Sections 81000–81014. In addition, a decision in relation to which a violation of the disqualification provisions of this code or of Government Code Section 87100 or 87450 has occurred may be set aside as void pursuant to Government Code Section 81003.~~

[FOOTNOTES]

~~**Footnote 1:** Designated Employees who are required to file statements of economic interests under any other agency's conflict of interest code, or under Article 2 for a different jurisdiction, may expand their statement of economic interests to cover reportable interests in both jurisdictions, and file copies of this expanded statement with both entities in lieu of filing separate and distinct statements, provided that each copy of such expanded statement filed in place of an original is signed and verified by the designated employee as if it were an original. See Government Code Section 81004.~~

~~**Footnote 2:** For the purpose of disclosure only (not disqualification), an interest in real property does not include the principal residence of the filer.~~

~~**Footnote 3:** Investments and interests in real property which have a fair market value of less than \$1,000 are not investments and interests in real property within the meaning of the Political Reform Act. However, investments or interests in real property of an individual include those held by the individual's spouse and dependent children as well as a pro rata share of any investment or interest in real property of any business entity or trust in which the individual, spouse and dependent children own, in the aggregate, a direct, indirect or beneficial interest of 10 percent or greater.~~

~~**Footnote 4:** A designated employee's income includes his or her community property interest in the income of his or her spouse but does not include salary or reimbursement for expenses received from a state, local or federal government agency.~~

~~**Footnote 5:** Income of a business entity is reportable if the direct, indirect or beneficial interest of the filer and the filer's spouse in the business entity aggregates a 10 percent or greater interest. In addition, the disclosure of persons who are clients or customers of a business entity is required only if the clients or customers are within one of the disclosure categories of the filer.~~

Appendices A & B

APPENDIX A

APPENDIX B

III. REVISION HISTORY

Revision No.	Revisions	Adopted
0	Amended Conflict of Interest Code for SANBAG approved.	09/02/92
1	Modifications to Appendix A and Appendix B approved.	02/05/97
2	Amendment to Appendix A approved by SANBAG Board of Directors.	04/05/00
3	Appendix A: Removed Advanced Transportation Development Manager	01/10/07
4	<p>Par. I: Added paragraph heading PURPOSE.</p> <p>Par. II: Added paragraph heading POLICY; amended the first paragraph and added two new paragraphs that replace the existing text.</p> <p>Appendix A: Added Construction Manager, Contracts/Controls Manager, and Project Delivery Manager; changed category designation for Board of Directors (City designees, Executive Director, and Chief Financial Officer from Category 2 to Category 1; added clarification that Form 700s filed by the Board of Directors (County designees) are filed with the Clerk of the Board of Supervisors, not SANBAG; and revised the descriptions for Category 1 and Category 2.</p>	

ATTACHMENT #1

2. The name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than ten thousand dollars (\$10,000).

(D) Business Position Disclosure. When business positions are required to be reported, a designated employee shall list the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management, a description of the business activity in which the business entity is engaged, and the designated employee's position with the business entity.

(E) Acquisition or Disposal During Reporting Period. In the case of an annual or leaving office statement, if an investment or an interest in real property was partially or wholly acquired or disposed of during the period covered by the statement, the statement shall contain the date of acquisition or disposal.

(8) Section 8. Disqualification

No designated employee shall make, participate in making, or in any way attempt to use his or her official position to influence the making of any governmental decision which he or she knows or has reason to know will have a reasonably foreseeable material financial effect, distinguishable from its effect on the public generally, on the official or a member of his or her immediate family or on:

(A) Any business entity in which the designated employee has a direct or indirect investment worth one thousand dollars (\$1,000) or more;

(B) Any real property in which the designated employee has a direct or indirect interest worth one thousand dollars (\$1,000) or more;

(C) Any source of income, other than gifts and other than loans by a commercial lending institution in the regular course of business on terms available to the public without regard to official status, aggregating two hundred fifty dollars (\$250) or more in value provided to, received by or promised to the designated employee within 12 months prior to the time when the decision is made;

(D) Any business entity in which the designated employee is a director, officer, partner, trustee, employee, or holds any position of management; or

(E) Any donor of, or any intermediary or agent for a donor of, a gift or gifts aggregating \$250 or more in value provided to, received by, or promised to the designated employee within 12 months prior to the time when the decision is made.

(8.3) Section 8.3. Legally Required Participation.

No designated employee shall be prevented from making or participating in the making of any decision to the extent his or her participation is legally required for the decision to be made. The fact that the vote of a designated employee who is on a voting body is needed to break a tie does not make his or her participation legally required for purposes of this section.

(9) Section 9. Manner of Disqualification

When a designated employee determines that he or she should not make a governmental decision because he or she has a disqualifying interest in it, the determination not to act must be accompanied by disclosure of the disqualifying interest. In the case of a voting body, this determination and disclosure shall be made part of the agency's official record; in the case of a designated employee who is the head of an agency, this determination and disclosure shall be made in writing to his or her appointing authority; and in the case of other designated employees, this determination and disclosure shall be made in writing to the designated employee's supervisor.

(10) Section 10. Assistance of the Commission and Counsel.

Any designated employee who is unsure of his or her duties under this code may request assistance from the Fair Political Practices Commission pursuant to Government Code Section 83114 or from the attorney for his or her agency, provided that nothing in this section requires the attorney for the agency to issue any formal or informal opinion.

(11) Section 11. Violations.

ATTACHMENT #1

Persons who resign within 30 days of initial appointment are not defined to have assumed office or left office provided they did not make or participate in the making of, or use their position to influence any decision and did not receive or become entitled to receive any form of payment as a result of their appointment. Such persons shall not file either an amending or leaving office statement.

(6) Section 6. Contents of and Period Covered by Statements of Economic Interest.

(A) Contents of Initial Statements. Initial statements shall disclose any reportable investments, interests in real property and business positions held on the effective date of the code and income received during the 12 months prior to the effective date of the code.

(B) Contents of Assuming Office Statements. Assuming office statements shall disclose any reportable investments, interests in real property and business positions held on the date of assuming office.

(C) Contents of Annual Statements. Annual statements shall disclose any reportable investments, interests in real property, income and business positions held or received during the previous calendar year provided, however, that the period covered by an employee's first annual statement shall begin on the effective date of the code or the date of assuming office, whichever is later.

(D) Contents of Leaving Office Statements. Leaving office statements shall disclose reportable investments, interests in real property, income and business positions held or received during the period between the closing date of the last statement filed and the date of leaving office.

(7) Section 7. Manner of Reporting

Statements of economic interests shall be made on to forms prescribed by the Fair Political Practices Commission and supplied by the agency, and shall contain the following information:

(A) Investments and Real Property Disclosure. When an investment or an interest in real property [Footnote 2] is required to be reported [Footnote 3], the statement shall contain the following:

1. A statement of the nature of the investment or interest;
2. The name of the business entity in which each investment is held, and a general description of the business activity in which the business entity is engaged;
3. The address or other precise location of the real property;
4. A statement whether the fair market value of the investment or interest in real property exceeds one thousand dollars (\$1,000), exceeds ten thousand dollars (\$10,000), or exceeds one hundred thousand dollars (\$100,000).

(B) Personal Income Disclosure. When personal income is required to be reported [Footnote 4], the statement shall contain:

1. The name and address of each source of income aggregating two hundred fifty dollars (\$250) or more in value or fifty dollars (\$50) or more in value if the income was a gift, and a general description of the business activity, if any, of each source;
2. A statement whether the aggregate value of income from each source, or in the case of a loan, the highest amount owed to each source, was one thousand dollars (\$1,000) or less, greater than one thousand dollars (\$1,000), or greater than ten thousand dollars (\$10,000);
3. A description of the consideration, if any, for which the income was received;
4. In the case of a gift, the name, address and business activity of the donor and any intermediary through which the gift was made; a description of the gift; the amount or value of the gift; and the date on which the gift was received;
5. In the case of a loan, the annual interest rate and the security, if any, given for the loan.

(C) Business Entity Income Disclosure. When income of a business entity, including income of a sole proprietorship, is required to be reported [Footnote 5], the statement shall contain:

1. The name, address, and a general description of the business activity of the business entity;

ATTACHMENT #1

Provisions of Conflict of Interest Code

(a) Incorporation by reference of the terms of Regulation 18730 (2 Cal. Code of Regs. 18730) of the Fair Political Practices Commission along with the designation of employees and the formulation of disclosure categories in the Appendix referred to below constitute the adoption and promulgation of a conflict of interest code within the meaning of Government Code Section 87300 or the amendment of a conflict of interest code within the meaning of Government Code Section 87306 if the terms of this regulation are substituted for terms of a conflict of interest code already in effect. A code so amended or adopted and promulgated requires the reporting of reportable items in a manner substantially equivalent to the requirements of Article 2 of Chapter 7 of the Political Reform Act, Government Code Sections 81000, ~~et seq.~~ The requirements of a conflict of interest code are in addition to other requirements of the Political Reform Act, such as the general prohibition against conflicts of interest contained in Government Code Section 87100, and to other state or local laws pertaining to conflicts of interest.

(b) The terms of a conflict of interest code amended or adopted and promulgated pursuant of Regulation 18730 are as follows: **(1) Section 1. Definitions**

The definitions contained in the Political Reform Act of 1974, regulations of the Fair Political Practices Commission (2 Cal. Code of Regs. Sections 18100, ~~et seq.~~), and any amendments to the Act or regulations are incorporated by reference into this conflict of interest code.

(2) Section 2. Designated Employees

The persons holding positions listed in the ~~Appendix~~ are designated employees. It has been determined that these persons make or participate in the making of decisions which may foreseeably have a material effect on financial interests.

(3) Section 3. Disclosure Categories

This code does not establish any disclosure obligation for those designated employees who are also specified in Government Code Section 87200 if they are designated in this code in that same capacity or if the geographical jurisdiction of this agency is the same as or is wholly included within the jurisdiction in which those persons must report their financial interests pursuant to Article 2 of Chapter 7 of the Political Reform Act, Government Code Section 87200, ~~et seq.~~ **[Footnote 1]** Such persons are covered by this code for disqualification purposes only. With respect to all other designated employees, the disclosure categories set forth in the Appendix specify which kinds of financial interests are reportable. Such a designated employee shall disclose in his or her statement of economic interests those financial interests he or she has which are of the kind described in the disclosure categories to which he or she is assigned in the Appendix. It has been determined that the financial interests set forth in a designated employee's disclosure categories are the kinds of financial interests which he or she foreseeably can affect materially through the conduct of his or her office.

(4) Section 4. Statements of Economic Interests: Place of Filing

The code reviewing body shall instruct all designated employees within its code to file statements of economic interests with the agency or with the code reviewing body, as provided by the code reviewing body in the agency's conflict of interest code.

(5) Section 5. Statements of Economic Interests: Time of Filing

(A) Initial Statements. All designated employees employed by the agency on the effective date of this code, as originally adopted, promulgated and approved by the code reviewing body, shall file statements within 30 days after the effective date of this code. Thereafter, each person already in a position when it is designated by an amendment to this code shall file an initial statement within 30 days after the effective date of the amendment.

(B) Assuming Office Statements. All persons assuming designated positions after the effective date of this code shall file statements within 30 days after assuming the designated positions.

(C) Annual Statements. All designated employees shall file statements no later than April 1.

(D) Leaving Office Statements. All persons who leave designated positions shall file statements within 30 days after leaving office.

(5.5) Section 5.5. Statements for Persons Who Resign 30 Days After Appointment

ATTACHMENT #1

San Bernardino Associated Governments	Policy	10102
Adopted by the Board of Directors Sept. 2, 1992	Revised	Draft 5/13/09 1/10/07
Conflict of Interest Code	Revision No.	4 3

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| Purpose | Policy | Revisions |

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Section 1: Definitions

Section 2: Designated Employees

Section 3: Disclosure Categories

Section 4: Statements of Economic Interests: Place of Filing

Section 5: Statements of Economic Interests: Time of Filing

Section 6: Contents of & Period Covered by Statements of Economic Interest

Section 7: Manner of Reporting

Section 8: Disqualification

Section 9: Manner of Disqualification

Section 10: Assistance of the Commission & Counsel

Section 11: Violations

Appendix A: Designated Employees

Appendix B: Categories

I. PURPOSE

The Political Reform Act, Government Code Sections 81000, et seq., requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission had adopted a regulation, 2 Cal. Adm. Code Section 18730, which contains terms of a standard Conflict of Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act after public notice and hearings

II. POLICY

The terms of 2 Cal. Adm. Code Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference and, along with the attached Appendix A in which members and employees are designated and disclosure categories are set forth, constitute the conflict of interest code of SANBAG.

Designated employees shall file statements of economic interests with SANBAG who will make the statements available for public inspection and reproduction (Government Code section 81008). Statements for all designated employees will be retained by the Clerk of the Board of SANBAG.

SANBAG will review this policy every even-numbered year, and if change in the policy is required, will revise the policy. SANBAG will file a statement of review with the San Bernardino County Board of Supervisors every even-numbered year.

- San Bernardino County Transportation Commission ■ San Bernardino County Transportation Authority
■ San Bernardino County Congestion Management Agency ■ Service Authority for Freeway Emergencies

Minute Action

AGENDA ITEM: 7

Date: May 13, 2009

Subject: New Policy Authorizing the Executive Director to Deny Claims Against SANBAG

Recommendation:* Approve new policy No. 10006 giving the Executive Director authority to deny claims against SANBAG.

Background: The Executive Director is seeking the authority from the Board of Directors to deny claims against SANBAG when that is deemed the most appropriate response. The Board can grant this authority to the Executive Director pursuant to California Government Code Section 900 et seq.

This action does not give the Executive Director authority to settle claims and that authority will continue to reside with the Board of Directors.

By approving this action, SANBAG will be able to respond to many claims in a more timely fashion and decrease the amount of staff time required to deny a claim.

Financial Impact: This action has no direct financial impact, though it could result in some savings in staff time.

Reviewed By: This item is scheduled to be reviewed by the Administrative Committee on May 13, 2009.

Responsible Staff: Duane A. Baker, Director of Management Services

*

Approved
Administrative Committee

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

ATTACHMENT #1

San Bernardino Associated Governments	Policy	10006
Adopted by the Board of Directors	Month Day, Year	Revised 5/13/09 Draft
Authority to Deny Claims Against SANBAG	Revision No.	New 0

Table of Contents

| Purpose | Definitions | Policy | Revision History |

I. PURPOSE

The purpose of this policy is to to authorize the Executive Director to deny claims filed against SANBAG pursuant to Government Code section 900 et seq.

II. DEFINITIONS

None

II. POLICY

The Executive Director is authorized to deny any tort liability claim or action that is filed against SANBAG, its officers or employees pursuant to Government Code section 900 et seq.

- A. All claims received by SANBAG are immediately dated and logged into the agency's official log of all incoming external correspondence. Claims are then immediately submitted to the Clerk of the Board who is responsible for maintaining the records of all claims received by the agency. The Clerk of the Board will submit all claims to the Executive Director for review.
- B. Prior to making a determination to deny, the claim will be reviewed by SANBAG Counsel and Insurance carrier, as appropriate.
- C. SANBAG will review the claims history annually to assess risk.

III. REVISION HISTORY

Revision No.	Revisions	Adopted
0	Adopted by the Board of Directors.	

- San Bernardino County Transportation Commission ■ San Bernardino County Transportation Authority
■ San Bernardino County Congestion Management Agency ■ Service Authority for Freeway Emergencies

Minute Action

AGENDA ITEM: 8

Date: May 13, 2009

Subject: First Amendment to Contract No. 09148 with Michael A. Bair for Transit and Rail Consultation Services

Recommendation:* Approve Amendment No. 1 to Contract No. C09148-1 between Michael A. Bair and SANBAG to provide services related to the implementation of Transit and Rail programs. The contract is to cover a period through June 30, 2010 for an average of two days of service per week and is for an amount not to exceed \$92,160 for the entire year.

Background: After the retirement of SANBAG's Director of Transit and Rail Programs, SANBAG contracted with Michael A. Bair, our retired Director of Transit and Rail Programs, to provide part time consulting services to SANBAG. The term of the original contract ends on June 30, 2009.

While SANBAG continues its recruitment efforts for a new Director of Transit and Rail Programs, there is a continuing need for consulting services to maintain continuity of these programs. Under the terms of this amendment, Mr. Bair will continue as a contract employee of SANBAG and will generally work 32 hours per pay period. The term of the contract is extended to June 30, 2010 though the contract allows for termination once the

Approved
Administrative Committee

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

Executive Director determines there is no longer a need for these services. The intent is to retain Mr. Bair's services while the recruitment for a new Director of Rail and Transit Programs is completed and perhaps for a short transition period once a new Director has been hired. This amendment will allow SANBAG Transit and Rail programs to continue smoothly and without interruption in the new fiscal year.

Financial Impact: The amount of the amendment will not exceed \$92,160 and will be split between task 30910000 General Transit at \$36,000 and task 35210000 General Commuter Rail at \$56,160. The amount is within the Fiscal Year 2009/2010 Budget under professional services.

Reviewed By: This item is scheduled to be reviewed by the Administrative Committee on May 13, 2009. The contract amendment has been reviewed as to form by Legal Counsel.

Responsible Staff: Duane A. Baker, Director of Management Services

SANBAG Contract No. C09148-01
by and between
San Bernardino Associated Governments
and
Michael A. Bair
for
Transit and Rail Consultation Services

FOR ACCOUNTING PURPOSES ONLY				
X Payable <input type="checkbox"/> Receivable	Vendor Contract # _____ Vendor ID _____	Retention: <input type="checkbox"/> Yes _____ % <input checked="" type="checkbox"/> No	<input type="checkbox"/> Original <input checked="" type="checkbox"/> Amendment	
Notes:				
Original Contract: <u>\$ 31,680.00</u> Contingency Amount: \$ _____		Previous Amendments Total: \$ _____ Previous Amendments Contingency Total: \$ _____ Current Amendment: \$ <u>92,160.00</u> Current Amendment Contingency: \$ _____		
Contingency Amount requires specific authorization by Task Manager prior to release.				
Contract TOTAL →				\$ 123,840.00
↓ Please include funding allocation for the original contract or the amendment.				
Task	Cost Code	Funding Sources	Grant ID	Amounts
<u>30910000</u>	<u>5110</u>	<u>LTF – Planning</u>	_____	\$36,000.00
<u>35210000</u>	<u>5510</u>	<u>LTF- Planning</u>	_____	\$56,160.00
Original Board Approved Contract Date: <u>3/4/09</u> Contract Start: <u>3/14/09</u> Contract End: <u>6/30/09</u>				
New Amend. Approval (Board) Date: <u>6/3/09</u> Amend. Start: <u>7/1/09</u> Amend. End: <u>6/30/10</u>				
If this is a multi-year contract/amendment, please allocate budget authority among approved budget authority and future fiscal year(s)-unbudgeted obligations:				
Approved Budget Authority →	Fiscal Year: <u>09/10</u> \$ 92,160.00	Future Fiscal Year(s) – Unbudgeted Obligation → \$		
Is this consistent with the adopted budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
If yes, which Task includes budget authority? <u>30910000 & 35210000</u>				
If no, has the budget amendment been submitted? <input type="checkbox"/> Yes <input type="checkbox"/> No				
CONTRACT MANAGEMENT				
Please mark an "X" next to all that apply:				
<input type="checkbox"/> Intergovernmental <input checked="" type="checkbox"/> Private <input type="checkbox"/> Non-Local <input type="checkbox"/> Local <input type="checkbox"/> Partly Local				
Disadvantaged Business Enterprise: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes _____ %				
Task Manager:			Contract Manager:	

Task Manager Signature _____ Date _____

Contract Manager Signature _____ Date _____

Chief Financial Officer Signature _____ Date _____

C09148-01
30909000 & 35209000

AMENDMENT NO. 1 to CONTRACT NO.C09148

By and between

San Bernardino Associated Governments

and

Michael A. Bair

for

Transit and Rail Consultation Services

THIS IS THE FIRST AMENDMENT TO CONTRACT No. C09148 ("Contract") entered into in the State of California by and between San Bernardino Associated Governments, hereinafter called SANBAG, and Michael A. Bair, hereinafter called Contractor.

IT IS HEREBY AGREED AS FOLLOWS:

WHEREAS, SANBAG executed Contract with Contractor on March 4, 2009 for Transit and rail Consultation Services, and

WHEREAS, Contractor and SANBAG mutually desire to amend the terms of that Contract;

NOW, THEREFORE, in consideration of mutual covenants and conditions, the parties agree to amend the Contract as follows:

I. Section III of the original Contract shall be amended and replaced with the following:

III. TERM

This Contract shall be effective March 14, 2009, and shall remain in effect until June 30, 2010 subject to the termination provisions of this paragraph. Notwithstanding the foregoing, either party may terminate this Contract at any time without cause with a fourteen (14) day prior written notice to the other party. This Contract may be terminated for just cause immediately by SANBAG. Contractor shall serve at the pleasure of the Executive Director of SANBAG, or his/her designee, who shall have the full authority and discretion to exercise SANBAG rights under this paragraph.

II. Section IV A and B of the original Contract shall be amended and replaced with the following:

IV. COMPENSATION OF CONTRACTOR

Upon the effective date of this Contract, Contractor shall be considered a contract employee for SANBAG.

- A. For and in consideration of Contractor's services, SANBAG agrees to pay Contractor, and Contractor agrees to accept the hourly rate of \$120.00. Payment for such services shall be made on a biweekly basis on the same reporting system and payroll schedule as all other SANBAG employees.
- B. In the performance of the duties under this Contract, Contractor shall be required to work six (6) days or 48 hours per pay period through March 27, 2009; four (4) days or 32 hours per pay period between March 28, 2009 and June 19, 2009; three days or 24 hours per pay period between June 20, 2009 and June 30, 2009; and four (4) days or 32 hours per pay period between July 1, 2009 and June 30, 2010 to carry out the duties specified in this Contract under the direction of the Executive Director and such requirement may be varied so long as the work requirements and efficient operation of SANBAG are assured.

III. Only those sections specifically listed above are amended and the balance of the Contract remains in effect.

SAN BERNARDINO
ASSOCIATED GOVERNMENTS

MICHAEL A. BAIR

By: _____
Gary C. Ovitt
SANBAG Board President

By: _____
Michael A. Bair

Date: _____

Date: _____

By: _____
Jean-Rene Basle
SANBAG Counsel

Date: _____

Minute Action

AGENDA ITEM: 9

Date: May 13, 2009

Subject: Adopt Positions for State Legislation.

Recommendation:* 1. Adopt a support position on the following bills:

- a. AB 226 (Carter)
- b. AB 254 (Jeffries)
- c. AB 561 (Carter)
- d. AB 610 (Caballero)
- e. AB 729 (Evans)
- f. AB 732 (Jeffries)
- g. AB 782 (Jeffries)
- h. AB 798 (Nava)
- i. AB 892 (Furutani)
- j. AB 1072 (Eng)
- k. AB 1204 (Huber)
- l. AB 1243 (Lowenthal)
- m. AB 1403 (Eng)
- n. SB 696 (Wright)

2. Adopt an oppose position on the following bills:

- a. SB 391 (Liu)
- b. AB 397 (Jeffries)
- c. SB 406 (DeSaulnier)
- d. AB 726 (Nielsen)

*

Approved
Administrative Committee

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

Background:

The State Legislature is beginning to confer on bills during its first year of the two-year state legislative session.

SANBAG staff and its state advocates are monitoring a number of bills under consideration in Sacramento. Attached, please find a list of bills and recommended positions, consistent with SANBAG's Legislative Program (Please see Attachment #1).

The bills included in this item address transportation planning, transit, and Council of Government-related issues.

For reference, a copy of SANBAG's adopted State Legislative Program, is also attached (please see Attachment #2).

Financial Impact:

Funding for SANBAG's Legislative program is consistent with the adopted SANBAG Budget Task No. 50309000.

Reviewed By:

This item is scheduled for review by the Administrative Committee on May 13, 2009. (SANBAG's state advocate, Mark Watts, reviewed a number of legislative proposals and made recommendations to support/oppose).

Responsible Staff:

Jennifer Franco, Director of Intergovernmental and Legislative Affairs

<i>Bill</i>	<i>Summary</i>	<i>Recommended Position</i>
AB 226 (Carter)	Would require the commission, on an every five-year basis, to develop an assessment of the unfunded costs of programmed state projects and federally earmarked projects in the state, as well as an assessment of available funding for transportation purposes and unmet transportation needs on a statewide basis. The bill would require the Department of Transportation to assist in conducting the assessment. The bill would require the commission to submit the first assessment report to the Legislature by March 1, 2011 and it identifies statewide transportation program needs. This bill is the same as Carter's AB 945, which was supported by SANBAG, but extends the first assessment report date from July 1, 2008 to March 1, 2011.	Support
AB 254 (Jeffries)	Would exempt those emergency vehicles from the payment of a toll or charge on a vehicular crossing or toll highway in those circumstances. This bill contains other existing laws. This bill has no immediate impact for SANBAG, however, it may assist emergency vehicles operating within the Southern California region.	Support
AB 561 (Carter)	Expands the definition of highway workers to include employees of a city, county, or city and county, and includes specified activities related to local roads or streets. While assault and battery are already criminal offenses, current penalties do not appear to be sufficient to deter dangerous, and in some cases potentially deadly, assaults on local streets and roads workers. Due to the nature of their work environment, these employees' safety can be at risk even under the best of circumstances. Given their vulnerability, they deserve the greatest protection possible against abuse by the public. The intent of this legislation is to protect employees working on our transportation infrastructure projects and this bill further clarifies SB 1509 (Lowenthal), which was adopted last year to provide certain protections to highway workers. While SANBAG's legislative program is silent on work environment issues, SANBAG has traditionally supported improving employee work conditions.	Support
AB 610 (Caballero)	Would require the Office of Planning and Research to advise and educate local agencies and other interested stakeholders about the role that public-private partnerships can play in planning, studying, designing, financing, constructing, operating, maintaining, or managing local infrastructure projects. Provides technical advice for P3 project sponsors. SANBAG's legislative program is supportive of P3's and this bill will assist with providing information to potential P3 project sponsors.	Support

<i>Bill</i>	<i>Summary</i>	<i>Recommended Position</i>
AB 729 (Evans)	Eliminates the sunset date for the design build authority for transit projects. This bill would allow for the continuance of a tool that can help expedite capital projects. SANBAG's legislative program supports design-build authority.	Support
AB 732 (Jeffries)	This bill extends the sunset date on a design-sequencing pilot project within Caltrans for two years-from January 1, 2010 to January 1, 2012. Negligible fiscal impact for Caltrans to administer up to six additional projects using an alternate delivery method. Unknown project-related costs or savings from use of design-sequencing. SANBAG's legislative program is in support of alternative delivery methods that result in potential overall cost savings.	Support
AB 782 (Jeffries)	Would provide that upon the state board's acceptance that the sustainable communities strategy or an alternative planning strategy, if implemented, will achieve the greenhouse gas emissions reduction targets established by the state board, that acceptance shall be final, and no person or entity may initiate or maintain any judicial proceeding to review the propriety of the state board's acceptance. Makes the California Air resources Board approval of a SCS (Sustainable Community Strategy) under SB 375 final and prohibits legal challenges. SANBAG staff recommends support to alleviate/eliminate potential future litigation of a SCS.	Support
AB 798 (Nava)	Would create the California Transportation Financing Authority with specified powers and duties relative to issuance of bonds to fund transportation projects to be backed, in whole or in part, by various revenue streams of transportation funds, and toll revenues under certain conditions, in order to increase the construction of new capacity or improvements for the state transportation system consistent with specified goals. The bill would set forth the requirements for a project sponsor to obtain bond funding from the authority, would allow the authority to approve the imposition and collection of tolls on a proposed project under certain conditions, and would require the authority to report to the California Transportation Commission annually beginning June 30, 2011. The bill would create the California Transportation Financing Authority Fund (CTFAF), which would be continuously appropriated for these purposes. According to this bill's sponsor, State Treasurer Bill Lockyer, this bill will help increase transportation capacity in our state by providing transportation entities with the resources needed to meet growing transportation needs. This bill is similar to AB 3021, which SANBAG supported in concept.	Support

<i>Bill</i>	<i>Summary</i>	<i>Recommended Position</i>
AB 892 (Furutani)	Authorizes a sponsoring local agency that has received Goods Movement Emission Reduction Program (GMERP) funds to reallocate unexpended funds to a previously approved backup project. Funds reallocated either by the applicant or the state board must be liquidated within 4 years of the date of the award of the original contract, or the funds revert to the California Ports Infrastructure, Security, and Air Quality Improvement Account for allocation upon appropriation by the Legislature. Authorizes Prop 1B Trade Corridors Improvement Fund (TCIF) grant recipients to reallocate grants to additional projects in their jurisdiction. This may provide additional funding for SANBAG's TCIF projects.	Support
AB 1072 (Eng)	This bill would provide certainty to operators and allow for long-rang planning and contracting by locking in the formula on all remaining funds in the Public Transportation Modernization Improvement and Service Enhancement Account (PTMISEA) program as provided by Proposition 1B. Further, this bill would allow for greater predictability, flexibility and efficiencies in planning projects and purchasing buses and trains that the public expected with the passage of Proposition 1B. This bill is sponsored by California Transportation Association. SANBAG's legislative program supports flexibility in managing funding for transportation.	Support
AB 1204 (Huber)	Would delete the restriction of the California Environmental Quality Act (CEQA) exemption for the sustainable community strategy to residential or mixed-use residential projects. By requiring a lead agency to determine whether the above exemption applies to additional projects, the bill would increase the level of service provided by a local agency, thereby imposing a state-mandated local program. Expands the provision in SB 375 related to CEQA streamlining for projects in a sustainable community strategy. Support recommended on the basis of potential positive impacts for SANBAG's transit-related development.	Support
AB 1243 (Lowenthal)	Creates the South East Los Angeles County Commercial Vehicle Network Development and Advisory Committee (Committee) and prescribes its membership and responsibilities.	Support
AB 1403 (Eng)	Deletes the \$1 million cap on allocations of Transportation Development Account (TDA) funds to the Southern California Association of Governments (SCAG). Will provide matching funds for TDA projects.	Support

<i>Bill</i>	<i>Summary</i>	<i>Recommended Position</i>
SB 696 (Wright)	<p>This bill would exempt from the requirements of the California Environmental Quality Act (CEQA) the adoption and implementation of specified district rules, and the creation or the use of specified credits pursuant to the South Coast Air Quality Management District (SCAQMD) rules by a thermal power plant when certain conditions are satisfied. Because a lead agency would be required to determine whether the use of the credits qualifies for an exemption, this bill would impose a state-mandated local program. This bill requires a 2/3 vote and is an urgency matter due to pending litigation to issue air credits. At time of print of this agenda item, SANBAG was unable to determine potential impacts to our local jurisdictions should this bill pass, however, SCAQMD's inability to issue air permits for projects eligible for credits could potentially delay projects. SANBAG's legislative program supports expediting/streamlining project delivery.</p>	Support
SB 391 (Liu)	<p>Would require the California Department of Transportation to update the California Transportation Plan by December 31, 2015, and every 5 years thereafter, with an interim report due by December 31, 2012 to address how the state will achieve maximum feasible emissions reductions. The bill would require the plan to address how the state will achieve maximum feasible emissions reductions in order to attain a statewide reduction of greenhouse gas emissions to 1990 levels by 2020 and 80 percent below 1990 levels by 2050. The bill would require the plan to identify the statewide integrated multimodal transportation system needed to achieve these results. The bill would specify certain subject areas to be considered in the plan for the movement of people and freight. The bill would require the Department to consult with and coordinate its planning activities with specified entities and to provide an opportunity for public input. The bill would make additional legislative findings and declarations and require the plan to be consistent with that statement of legislative intent. SANBAG's goal is to reach air quality attainment for PM2.5. This legislative proposal could potentially detract attention and funding away from federally mandated targets to achieve air quality attainment by 2014.</p>	Oppose

<i>Bill</i>	<i>Summary</i>	<i>Recommended Position</i>
AB 397 (Jeffries)	Would require the members of the South Coast Air Quality Management District (SCAQMD) governing board to be elected by divisions commencing with the 2012 general election. By imposing new duties on local officials in establishing new electoral divisions and conducting elections, this bill would create a state-mandated local program. This bill contains other related provisions and other existing laws, and alters SCAQMD governance by replacing present appointment process with electoral districts. The implications of this bill will result in reduced representation from San Bernardino County on this board. SANBAG was unable to verify funding needs to implement this bill as a state mandated program.	Oppose
SB 406 (DeSaulnier)	Authorizes regions to impose a surcharge on vehicle registrations to pay for regional land use planning activities. This bill also makes changes to the membership and duties of the Office of Planning and Research's Planning Advisory and Assistance Council. SANBAG staff recommends oppose on the bases of potential negative impacts to local jurisdictional control.	Oppose
AB 726 (Nielsen)	Would authorize that state and local road rehabilitation projects are eligible for transportation capital improvement funds, pursuant to the State Transportation Improvement Program (STIP) process. This bill codifies existing practice by the California Transportation Commission to permit Regional Transportation Improvement Program funds to be allocated for local road rehabilitation. There are no foreseeable positive impacts to SANBAG's program as a result of this practice.	Oppose

San Bernardino Associated Governments 2009 State Legislative Program

Mission Statement

"SANBAG's mission is to enhance the quality of life for all residents in San Bernardino County by improving cooperative regional planning, developing an accessible, efficient, multi-modal transportation system, strengthening economic development efforts and exerting leadership in creative problem solving."

OVERALL OBJECTIVES

1. Increase advocacy efforts.
2. Maximize current funding levels.
3. Optimize transportation revenues and funding sources that enhance SANBAG's ability to develop and deliver planned projects.
4. Maximize flexibility in the use of existing transportation revenues.
5. Streamline administrative and regulatory processes.

STATE LEGISLATIVE PROGRAM

1. **Increase Advocacy Efforts.**
 - A. Influence decision makers to enact policies and supply funds supporting and advancing transportation needs in San Bernardino County.
 - B. Continue to seek money for the maintenance and preservation of our existing roads, highways, bridges and transit.
 - C. Continue to support legislation that aims to reduce congestion and freight impacts to San Bernardino County.
 - D. Increase efforts to advocate for issues relating to housing, water and economic development as directed by the SANBAG Board of Directors.
2. **Maximize current funding levels for transportation programs.**
 - A. Protect existing highway and transit funds, including Proposition 42, Traffic Congestion Relief Program, Public Transportation Account and Transportation Development Act, against suspension, transfer or expenditure for non-transportation uses or for purposes other than those specified in law.

2. Maximize current funding levels for transportation programs. (Continued)

- B. Support state budget and California Transportation Commission allocations to fully fund projects for San Bernardino County included in the State Transportation Improvement Program (STIP) and the Measure I Expenditure Plan.
- C. Support the protection of the statutory 1.5 percent of revenue cap on administrative fees levied by the Board of Equalization (BOE) for the collection and administration of county transportation sales tax measures.
- D. Support full funding of the regional programming process to provide for regional determination and programming for the use of all current funding sources and to provide total flexibility for all current and future STIP programs.
- E. Support state policies that assure timely allocation of transportation revenue, including allocations of new funds available to the STIP process as soon as they are available.
- F. Continue to support the protection of AB 2766 vehicle license fee funding in the South Coast Air Basin, the South Coast Air Quality Management District (SCAQMD), to the cities and the Mobile Source Air Pollution Reduction. Review Committee (MSRC); support MSRC's independence as a committee.
- G. Support legislation or the development of administrative policies to permit a program credit for local funds spent on accelerating STIP projects through right-of-way purchases, or environmental and engineering consultant efforts.
- H. Support legislation that will allow the state to advance and/or loan funding to local agencies for projects that are funded through sales tax programs, but delayed due to cash flow problems.
- I. Support legislation and/or budgetary actions to assure a fair share of State revenues of intercity rail (provided to Amtrak, Metrolink or other operators) funding for Southern California and San Bernardino County.
- J. Support legislation that ensures equity of benefit from the investment of State passenger rail funds to all passenger rail lines including commuter rail systems.
- K. Oppose legislation that would reduce SANBAG's share of Congestion Mitigation and Air Quality (CMAQ) funds, the direct allocation of such funds, or the flexibility to use such funds. Also oppose any attempt to change the weighting factors assigned to nonattainment areas.
- L. Oppose any proposal that could reduce San Bernardino County's opportunity to receive transportation funds, including diversion of state transportation revenues for other purposes. Fund sources include, but are not limited to, the State Highway Account (SHA), Public Transit Account (PTA), and Transportation Development Act (TDA) and any ballot initiative sources.

3. **Optimize transportation revenues and funding sources that enhance the ability of SANBAG to implement its transportation programs and plans.**

- A. Support the Southern California Consensus Group, a coalition of transportation stakeholders, that supports project delivery using a regional corridor system plan and corridor share approach to ensure the fair distribution of funding, promote local contributions to projects and address community quality of life concerns throughout the Southern California region.
- B. Support or seek legislation and administrative financing/programming policies and procedures to assure an identified source of funding and an equitable distribution of the funding for bus and rail services in California.
- C. Support legislation to assure that dedicated state intercity rail funding is allocated to the regions administering each portion of the system and assure that funding is distributed on an equitable basis.
- D. Support or seek legislation to assure a dedicated source of funding, other than the State Highway Account, for local streets and road maintenance and repairs.
- E. Support legislation to provide funding for innovative, intelligent/advanced transportation, goods movement, demand management and air quality programs which relieve congestion, improve air quality and enhance economic development.
- F. Support legislation creating the Passenger Rail Improvement, Safety and Modernization (PRISM) program so long as funding comes from new sources of revenue.
- G. Support current local program funding and flexibility of mobility projects, such as Freeway Service Patrol (FSP), ridesharing and call boxes.
- H. Support analysis and consensus building efforts for potential new funding strategies for transportation.

4. **Maximize flexibility in the use of existing transportation revenues.**

- A. Request a fair share for San Bernardino County of any state discretionary funding made available for transportation grants or programs.
- B. Support legislative and/or administrative efforts to improve flexibility with the use of GARVEE bonds, funding such as "AB 3090 financing," and/or other available financing mechanisms to ensure that SANBAG is able to fully leverage state and federal transportation funds during the state's current fiscal crisis.
- C. Support legislation to enable county transportation commissions to utilize design-build and design-sequencing for the design and construction of transportation capital improvements to maximize funding and ensure greater efficiency and effectiveness for project delivery.

4. Maximize flexibility in the use of existing transportation revenues. (Continued)

- D. Increase state flexibility to implement performance-based infrastructure projects and public-private partnerships (P3), including innovative finance programs.
- E. Support legislation to ensure that funding for transit operations is commensurate with existing and new demands placed on public transit by air quality and congestion management programs, CalWORKS (welfare to work reform), the Americans with Disabilities Act, including the use of social service funding sources.
- F. Support income tax benefits or incentives that encourage use of alternative fuel vehicles and alternative modes of transportation without reducing existing transportation funding levels. Monitor and, where appropriate, support studies of market-based pricing measure to relieve traffic congestion, improve air quality and/or fund transportation alternatives.
- G. Support legislation to finance cost effective conversion of public transit fleets to alternative fuels.
- H. Work with the State Administration to develop a formal state-level coordination effort with various social service programs to identify transportation needs and funding opportunities for the provision of social service transportation.
- I. Support legislative studies to consider alternative funding for transportation.

5. Streamline administrative and regulatory processes.

- A. Support legislation and/or administrative reforms to enhance Caltrans project delivery, such as simultaneous Environmental Impact Report (EIR) and engineering studies, and a reasonable level of contracting out of appropriate activities to the private sector.
- B. Support efforts to simplify and improve the local administration of Transportation Development Act Funds.

- San Bernardino County Transportation Commission ■ San Bernardino County Transportation Authority
■ San Bernardino County Congestion Management Agency ■ Service Authority for Freeway Emergencies

Minute Action

AGENDA ITEM: 10

Date: May 13, 2009

Subject: Report on Surface Transportation Reauthorization Submittal

Recommendation:* Receive report on SANBAG's project submittals for the next surface transportation reauthorization bill.

Background: Last month, SANBAG staff reported that Chairman James Oberstar and Ranking Member John Mica, of the House Transportation and Infrastructure (T&I) Committee, want the Committee to markup a new bill for surface transportation authorization before the end of May.

The current transportation reauthorization bill, known as the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) prescribes annual federal funding levels for transportation during Fiscal Years (FY) 2003 – 2009, and will expire on September 30, 2009.

In February 2009, the SANBAG Board approved principles for SAFETEA-LU reauthorization and a corridor approach for which to seek earmark funds. The Board also prioritized specific transportation projects should Congress require project earmarks be submitted as individual, projects (please see Attachment #1).

During the month of April, the House of Representatives announced a call for projects for the next surface transportation reauthorization act. According to the House T&I Committee, project information for potential High Priority Projects was specifically desired, however, project information for Projects of National

Approved
Administrative Committee

Date: _____

Moved: _____ *Second:* _____

In Favor: _____ *Opposed:* _____ *Abstained:* _____

Witnessed: _____

and Regional Significance were also welcomed. Also, House T&I required verification of these project types per Title 23 (Highways Code) and Chapter 53 of Title 49 (Transit Code).

SANBAG submitted project requests for reauthorization to Congressman Joe Baca, Congressman David Dreier, Congressman Jerry Lewis, Congressman Howard "Buck" McKeon, and Congressman Gary Miller. Each member provided forms for SANBAG to complete and required specific information for each project. With regard to the SANBAG adopted corridor strategy for highway and grade separation projects for reauthorization, staff originally prepared to submit projects as corridor projects for each of the highway corridors; a public private partnership project for the High Desert Corridor; and a package of grade separation projects (please see Attachment #1). However, per direction from our Congressional delegation, the House T&I Committee, and our federal advocates, staff was limited to submitting forms for prioritized SANBAG projects for reauthorization (Attachment #1-**Bolded projects**). Additionally, SANBAG partnered with Metrolink and the High Desert Corridor Joint Powers Authority to work on a more strategic and collaborative effort for Positive Train Control and the High Desert Corridor, which are two projects that extend outside of San Bernardino County and have a greater potential impact for the entire Southern California region.

For non-prioritized projects on the SANBAG project list for reauthorization, SANBAG and its federal advocates have been advocating for our desired strategy to include all corridor projects as Projects of National and Regional Significance in the next surface transportation reauthorization act.

For projects not included on SANBAG's adopted list of projects for reauthorization, staff worked with member jurisdictions to provide letters to verify that the project(s) is/are in the Regional Transportation Improvement Program.

While deadlines to submit information to our House delegates have already been met, the deadline by which Congressional offices can submit project information to the House T&I Committee was extended to May 15, 2009 from the original deadline of May 8, 2009.

In contrast to the House action on the next surface transportation reauthorization bill, the Senate has not announced a call for projects and typically does not do so until the bill is ready to go to Conference Committee, where the House and the Senate negotiate on the differences between each version of the bill. SANBAG staff is starting to develop policy proposals to present to Senator Dianne Feinstein and Senator Barbara Boxer to protect Congestion

Mitigation Air Quality (CMAQ) funds and to seek a categorical exemption for grade separations in the National Environmental Protection Act (NEPA). A draft of these proposals will be presented to SANBAG's Administrative Committee next month.

Financial Impact: Funding for SANBAG's legislative program is consistent with the adopted SANBAG Budget Task No. 50309000. Funding from the next surface transportation reauthorization act may provide potential financial benefits in SANBAG's transportation programs.

Reviewed By: This item is scheduled for review by the Administrative Committee on May 13, 2009 and the Mountain Desert Committee on May 15, 2009.

Responsible Staff: Jennifer Franco, Director Intergovernmental and Legislative Affairs

Board Approved SANBAG Reauthorization Requests (\$737 Million)

SANBAG's reauthorization strategy is part of a multi-faceted approach to securing funding and includes the following capital improvement projects. Projects listed below are regionally significant projects that are aligned with National Corridors and Trade Corridors of National Significance. In addition, included are key transit facilities. The board approved reauthorization requests are shown below. Projects that are ***bold and italicized*** have been prioritized within a given corridor.

TOTAL I-15 CORRIDOR REQUESTS (\$276 Million) TO INCLUDE:

- ***#1 Priority Request:***
Interstate I-15/I-215 Devore Interchange, San Bernardino County
Estimated Total Project Cost: \$369 Million; Requested Authorization: \$151 Million
- ***#6 Priority Request:***
I-15 Mainline Expansion between SR-60 and I-10, San Bernardino County
Estimated Total Project Cost: \$100 Million; Requested Authorization: \$50 Million
- ***#4 Priority Request:***
"The Economic Stimulus Interchanges: I-15/Nisqualli-LaMesa AND I-15/Ranchero Rd"
Estimated Project Cost: \$153 Million (\$93/\$60 Million respectively)
Requested Authorization: \$75 Million
- I-15/Baseline Road, interchange, Rancho Cucamonga
Estimated Total Project Cost: \$43 Million
- I-15/Eucalyptus, interchange, Hesperia
Estimated Total Project Cost: \$50 Million
- I-15/Joshua/Muscatel, interchange, Hesperia
Estimated Total Project Cost: \$50 Million

TOTAL I-10 CORRIDOR REQUESTS (\$120 Million) TO INCLUDE:

- ***#2 Priority Request:***
I-10 Mainline High Occupancy Vehicle (HOV) Lanes, between I-215 and SR-210
Estimated Total Project Cost: \$200 Million; Requested Authorization: \$100 Million
- ***#3 Priority Request:***
Interstate 10/Cedar Avenue, interchange, Colton/Rialto
Estimated Total Project Cost: \$49 Million; Requested Authorization: \$20 Million
- Interstate 10/University, interchange, Redlands
Estimated Total Project Cost: \$5.51 Million
- Interstate 10/Alabama, interchange, Redlands
Estimated Total Project Cost: \$27 Million
- Interstate 10/Mt. Vernon, interchange, City of San Bernardino
Estimated Total Project Cost: \$32 Million

TOTAL ALAMEDA CORRIDOR EAST CORRIDOR PROJECTS (\$27 Million) TO INCLUDE:

- **#5 Priority Request:**
Lenwood Grade Separation, Barstow
Estimated Total Project Cost: \$26 Million; Requested Authorization: \$12 Million
- **#7 Priority Request:**
Vista Rd Grade Separation
Estimated Total Project Cost: \$34 Million; Requested Authorization: \$15 Million

TOTAL PUBLIC PRIVATE PARTNERSHIPS PROJECTS (\$148 Million) TO INCLUDE:

- **High Desert Corridor, Victorville**
Estimated Total Project Cost: \$900 Million; Requested Authorization: \$148 Million

TOTAL TRANSIT PROJECTS (\$166 MILLION) TO INCLUDE:

#1 Priority – E Street sbX BRT (Bus Rapid Transit Project)
Estimated Total Project Cost: \$192 million; Requested Authorization: \$50 million

#2 Priority – Positive Train Control
Estimated Total Project Cost: \$150 million; Requested Amount: \$30 million

#3 Priority – VVTA Administrative, Operations & Maintenance Facility
Estimated Total Project Cost: \$42 million; Requested Amount: \$10 million

#4 Priority – San Bernardino Transit Station
Estimated Total Project Cost: \$25 million; Requested Amount: \$16 million

#5 Priority – Redlands Rail Project
Estimated Total Cost \$228 million; Requested Amount: \$60 million

AB	Assembly Bill
ACE	Alameda Corridor East
ACT	Association for Commuter Transportation
ADA	Americans with Disabilities Act
APTA	American Public Transportation Association
AQMP	Air Quality Management Plan
ATMIS	Advanced Transportation Management Information Systems
BAT	Barstow Area Transit
CAC	Call Answering Center
CALACT	California Association for Coordination Transportation
CALCOG	California Association of Councils of Governments
CALSAFE	California Committee for Service Authorities for Freeway Emergencies
CALTRANS	California Department of Transportation
CARB	California Air Resources Board
CEQA	California Environmental Quality Act
CHP	California Highway Patrol
CMAQ	Congestion Mitigation and Air Quality
CMP	Congestion Management Program
CNG	Compressed Natural Gas
COG	Council of Governments
CSAC	California State Association of Counties
CTA	California Transit Association
CTAA	Community Transportation Association of America
CTC	California Transportation Commission
CTC	County Transportation Commission
CTP	Comprehensive Transportation Plan
DMO	Data Management Office
DOT	Department of Transportation
E&H	Elderly and Handicapped
EIR	Environmental Impact Report
EIS	Environmental Impact Statement
EPA	United States Environmental Protection Agency
ETC	Employee Transportation Coordinator
FEIS	Final Environmental Impact Statement
FHWA	Federal Highway Administration
FSP	Freeway Service Patrol
FTA	Federal Transit Administration
FTIP	Federal Transportation Improvement Program
GFOA	Government Finance Officers Association
GIS	Geographic Information Systems
HOV	High-Occupancy Vehicle
ICMA	International City/County Management Association
ICTC	Interstate Clean Transportation Corridor
IEEP	Inland Empire Economic Partnership
ISTEA	Intermodal Surface Transportation Efficiency Act of 1991
IIP/ITIP	Interregional Transportation Improvement Program
ITS	Intelligent Transportation Systems
IVDA	Inland Valley Development Agency
JARC	Job Access Reverse Commute
LACMTA	Los Angeles County Metropolitan Transportation Authority
LNG	Liquefied Natural Gas
LTF	Local Transportation Funds
MAGLEV	Magnetic Levitation
MARTA	Mountain Area Regional Transportation Authority
MBTA	Morongo Basin Transit Authority
MDAB	Mojave Desert Air Basin
MDAQMD	Mojave Desert Air Quality Management District
MIS	Major Investment Study
MOU	Memorandum of Understanding

MPO	Metropolitan Planning Organization
MSRC	Mobile Source Air Pollution Reduction Review Committee
MTP	Metropolitan Transportation Plan
NAT	Needles Area Transit
OA	Obligation Authority
OCTA	Orange County Transportation Authority
OWP	Overall Work Program
PA&ED	Project Approval and Environmental Document
PASTACC	Public and Specialized Transportation Advisory and Coordinating Council
PDT	Project Development Team
PPM	Planning, Programming and Monitoring Funds
PSR	Project Study Report
PTA	Public Transportation Account
PVEA	Petroleum Violation Escrow Account
RCTC	Riverside County Transportation Commission
RDA	Redevelopment Agency
RFP	Request for Proposal
RIP	Regional Improvement Program
ROD	Record of Decision
RTAC	Regional Transportation Agencies' Coalition
RTIP	Regional Transportation Improvement Program
RTP	Regional Transportation Plan
RTPA	Regional Transportation Planning Agencies
SB	Senate Bill
SAFE	Service Authority for Freeway Emergencies
SANBAG	San Bernardino Associated Governments
SCAB	South Coast Air Basin
SCAG	Southern California Association of Governments
SCAQMD	South Coast Air Quality Management District
SCRRA	Southern California Regional Rail Authority
SED	Socioeconomic Data
SHA	State Highway Account
SHOPP	State Highway Operations and Protection Program
SOV	Single-Occupant Vehicle
SRTP	Short Range Transit Plan
STAF	State Transit Assistance Funds
STIP	State Transportation Improvement Program
STP	Surface Transportation Program
TAC	Technical Advisory Committee
TCM	Transportation Control Measure
TCRP	Traffic Congestion Relief Program
TDA	Transportation Development Act
TEA	Transportation Enhancement Activities
TEA-21	Transportation Equity Act for the 21 st Century
TIA	Traffic Impact Analysis
TMC	Transportation Management Center
TMEE	Traffic Management and Environmental Enhancement
TOC	Traffic Operations Center
TOPRS	Transit Operator Performance Reporting System
TSM	Transportation Systems Management
USFWS	United States Fish and Wildlife Service
UZAs	Urbanized Areas
VCTC	Ventura County Transportation Commission
VVTA	Victor Valley Transit Authority
WRCOG	Western Riverside Council of Governments

San Bernardino Associated Governments



MISSION STATEMENT

To enhance the quality of life for all residents, San Bernardino Associated Governments (SANBAG) will:

- Improve cooperative regional planning
- Develop an accessible, efficient, multi-modal transportation system
- Strengthen economic development efforts
- Exert leadership in creative problem solving

To successfully accomplish this mission, SANBAG will foster enhanced relationships among all of its stakeholders while adding to the value of local governments.

Approved June 2, 1993
Reaffirmed March 6, 1996